

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

JERRY LAMONT ALEXANDER,	)	
	)	
Petitioner,	)	
	)	
v.	)	1:16CV1007
	)	1:06CR36-2
UNITED STATES OF AMERICA,	)	
	)	
Respondent.	)	

**ORDER**

The Recommendation of the United States Magistrate Judge was filed with the Court in accordance with 28 U.S.C. § 636(b) and, on February 10, 2020, was served on the parties in this action. (ECF Nos. 225, 226.) No objections were filed within the time prescribed by §636.

The Court hereby adopts the Magistrate Judge's Recommendation.

IT IS THEREFORE ORDERED that the prior stays are LIFTED;

IT IS FURTHER ORDERED that Petitioner's § 2255 Motion, (ECF No. 179), and the Amended Motion, (ECF No. 188), to vacate, set aside, or correct sentence is GRANTED; and

IT IS FURTHER ORDERED that Petitioner's § 924(c) conviction (Count Two) is VACATED, and that this matter is to be set for resentencing

This, the 5<sup>th</sup> day of March 2020.

/s/ Loretta C. Biggs  
United States District Judge